5/26/2004 DEMMANUI 00000122 08961956

616282-6

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Jose Sancho Royo, et al.

Application No.:

08 / 961,956

Group No.: 1755

Filed: 10-31-97

Examiner: J. Pasterczyk

For:

"Catalytic Systems for the Polymerization of..."

Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. § 1.191)

NOTE: An appeal may be based on one rejection in a prior application and one rejection in a continuing application. 62 Fed. Reg. 53,131, at 53,167; 1203 O.G. 63, at 93 (Oct. 10, 1997).

NOTE: There is no requirement for a notice of appeal to: (1) be signed; or (2) identify the appealed claims. 62 Fed. Reg. 53,131, at 53,167; 1203 O.G. 63, at 94 (Oct. 10, 1997).

Applicant hereby appeals to the Board from the decision of the Primary Examiner, 56-96, 98-107, and 111-123 11-19-03 _, finally rejecting claims _ mailed

The Item(s) checked below are appropriate:

STATUS OF APPLICANT

This application is on behalf of

it other than a small entity.

a small entity.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory; Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

🏂 deposited with the United States Postal Service in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

37 C.F.R. § 1.8(a)

37 C.F.R. § 1.10 *

with sufficient postage as first class mail.

5-19-04

Date

☐ as "Express Mail Post Office to Addressee"

Mailing Label No. . (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703)

Signature

John Palmer

(type or print name of person certifying)

* Only the date if filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimil transmission (§ 1.6(d)) for the reply to be accorded the earli st possible filing date for patent term adjustment calculations.

(Notic of Appeal from the Primary Examiner to Board [9-6]—page 1 of 3)

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A statement		
is attached.		
was already filed on		
•	•	
2. FEE FOR FILING NOTICE OF APPEAL		
Pursuant to 37 C.F.R. § 1.17(b), the fee for filing the Notice of Appe	al is:	
[small entity	\$165.00	
	\$330.00	
Notice of Appeal fee due	\$330.00	
3. EXTENSION OF TERM		
NOTE: 37 C.F.R. § 1.704(b) " an applicant shall be deemed to have failed to engage in reasonable efforts to conclude processing or examination of an application for the cumulative total of any periods of time in excess of three months that are taken to reply to any notice or action by the Office making any rejection, objection, argument, or other request, measuring such three-month period from the date the notice or action was mailed or given to the applicant, in which case the period of adjustment set forth in § 1.703 shall be reduced by the number of days, if any, beginning on the day after the date that is three months after the date of mailing or transmission of the Office communication notifying the applicant of the rejection, objection, argument, or other request and ending on the date the reply was filed. The period, or shortened statutory period, for reply that is set in the Office action or notice has no effect on the three-month period set forth in this paragraph."		
NOTE: The time periods set forth in 37 C.F.R. § 1.191 are subject to the provision of § 1.136 for patent applications. 37 C.F.R. § 1.191(d). (But see 37 C.F.R. § 1.645 for extension of time in interference proceedings and 37 C.F.R. § 1.550(c) for extension of time in reexamination proceedings).		
(complete (a) or (b), as applicable)		
The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.		
(a) ☑ Applicant petitions for an extension of time under 37 C.F.R. § 1.136 (fees: 37 C.F.R. § 1.17(a)(1)-(4)) for the total number of months checked below:		
Extension Fee for other than Fee for (months) small entity small entity		
☐ one month \$ 110.00 \$ 55.00		
☐ two months \$ 420.00 \$ 210.00 ★ three months \$ 950.00 \$ 475.00		
☐ four months \$1,480.00 \$740.00		
Fee: \$_950.00_		
If an additional extension of time is required, please consider this a petition therefor.		
(check and complete the next item, if applicable)		
An extension for months has already been secured. The fee paid therefor of \$ is deducted from the total fee due for the		
total months of extension now requested.		
Extension fee due with this request \$		
or		
(b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.		
(Notice of Appeal from the Primary Examinar to Board [9-6]—page 2 f 3)		

4. TOTAL FEE DUE	
The total fee due is:	
Notice of Appeal fee \$ 330.00	
Extension fee (if any) \$950.00	
	TOTAL FEE DUE \$ _1.280.00
5. FEE PAYMENT	
☐ Attached is a 🖾 check 🗀 money ord	der in the amount of \$ 1,280.00
☐ Authorization is hereby made to charge	the amount of \$
☐ to Deposit Account No	· · · · · · · · · · · · · · · · · · ·
to Credit card as shown on the att form PTO-2038.	ached credit card information authorization
WARNING: Credit card information should not be inc	luded on this form as it may become public.
**************************************	this paper or credit any overpayment in the osit Account No. 12-0415
A duplicate of this paper is attached.	
6. FEE DEFICIENCY	
six-month period has expired before the defic abandoned. In those instances where authori encountered in returning the papers to the PTC	d in making up the original deficiency. If the maximum, iency is noted and corrected, the application is held ization to charge is included, processing delays are in Finance Branch in order to apply these charges prior the deposit account for any fee deficiency should be
図 If any additional extension and/or fee is	required,
AND/O	OR .
If any additional fee for claims is require	ed,
charge:	
☐ Deposit Account No	ed credit card information authorization form
WARNING: Credit card information should not be incl	uded on this form as it may become public.
Date: 05/19/04	SIGNATURE OF PRACTITIONER
	John Palmer \
Reg. No.: 36,885	(type or print name of practitioner)
	5670 Wilshire Blvd., # 2100
2	P.O. Address
Customer No.:	Los Angeles, CA 90036